IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 17TH SEPTEMBER 2007 / 26TH BHADRA 1929

WP(C).No. 23768 of 2007(D)

PETITIONER:

M/S.L.F.HOSPITAL, ANGAMALI,
ERNAKULAM, REPRESENTED BY ITS DIRECTOR.

BY ADV. SRI.J.JULIAN XAVIER
SRI.FIROZ K.ROBIN

RESPONDENTS:

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1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY, VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

2. THE SPECIAL OFFICER (REVENUE),
KERALA STATE ELECTRICITY BOARD,
PATTOM, THIRUVANANTHAPURAM.

3. DEPUTY CHIEF ENGINEER, OFFICE OF THE
DEPUTY CHIEF ENGINEER, ELECTRICAL CIRCLE,
PERUMBAVOOR.

4. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL MAJOR SECTION, ANGAMALI.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.23768 of 2007

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Dated this the 17th day of September, 2007.

JUDGMENT

Heard counsel for the petitioner and Standing Counsel for KSEB. While considering petitioner's application for additional power allocation, KSEB noticed unauthorised load and therefore, penal charges are levied. The petitioner has filed W.P.(C) No.22806/2006 challenging the additional power bill sustained in appeal. This court has granted conditional stay directing payment of Rs.4 lakhs out of the disputed demand. The petitioner has paid the said amount and recovery of the balance amount remains stayed under orders of this court. Pending disposal of W.P. 22806/2006 this W.P. is disposed of directing the KSEB to regularise the additional load on petitioner complying with the formalities and on making payment of the charges otherwise payable except the balance amount due under the disputed bill. The petitioner's application for additional power allocation also will be considered in accordance with the norms. The respondents are directed to comply with the above direction within a period of one month.

C.N.RAMACHANDRAN NAIR
Judge

pms